

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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MOSES SHERMAN and LEOLA SHERMAN,

Plaintiffs,

**PLAINTIFFS' NOTICE OF
MOTION TO REMAND**

- against -

Case No. 07 CV 6433 (RJS)

A.J. PEGNO CONSTRUCTION CORP., et al.,

Defendants.
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PLEASE TAKE NOTICE that upon Plaintiffs' Memorandum of Law In Support of Their Motion To Remand the Case To State Court, and Plaintiffs' Affirmation In Support of Their Motion To Remand, and the previous pleadings and papers in this case, Plaintiffs Moses Sherman and Leola Sherman, by their attorneys, Weitz & Luxenberg, P.C., will move this Court before the Honorable Richard J. Sullivan, at the United States Courthouse, 500 Pearl Street, New York, New York, on a date and at a time to be designated by the Court, pursuant to 28 U.S.C. §1447, to remand this case to New York Supreme Court, County of New York, to award Plaintiffs their costs and expenses incurred in opposing Defendants General Motors Corporation's and Ford Motor Company's removal of this case, and for such other relief as the Court deems just and proper;

PLEASE TAKE FURTHER NOTICE that any papers in opposition to this motion shall be served and filed by October 5, 2007; and

PLEASE TAKE FURTHER NOTICE that any papers in reply to this motion shall be served and filed by October 12, 2007.

Dated: New York, N.Y.
September 26, 2007

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By: _____


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